

#31636

AGREEMENT

Made this 22nd day of May, 2000, by and between Bedrock Billiards, Inc. t/a Bedrock Billiards ("Applicant") and Advisory Neighborhood Commission 1C ("ANC").

WITNESSETH

WHEREAS, pending before the District of Columbia Alcoholic Beverage Control Board ("Board") is an application for the issuance of a Retailer's Class "CT" license to applicant for premises 1841 Columbia Road, N.W.; and,

WHEREAS, the ANC voted on May 3, 2000 to seek an agreement with Applicant commemorating certain understandings regarding Applicant's operation of the establishment;

NOW, THEREFORE, in consideration of the premises above recited, and the covenants and promises set forth below, the parties agree as follows:

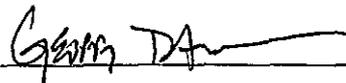
1. Applicant will not sell alcoholic beverages after 1:30 a.m. Sunday through Thursday, and after 2:30 a.m. Friday through Saturday. The doors of the establishment will be locked from the outside thirty (30) minutes after termination of alcoholic beverage sales and no additional patrons will be allowed to enter. The establishment will be cleared of all patrons thirty (30) minutes after locking of the doors, i.e., sixty (60) minutes after termination of alcoholic beverage sales.
2. Applicant will offer food items, nonalcoholic beverages, and may offer beer, wine, and a very limited selection of fine spirits, until termination of alcoholic beverage sales as provided in paragraph numbered 1. Applicant will actively inform patrons that they may bring food into the premises for consumption.
3. There will be no more than 75 persons in the establishment at any one time.
4. Applicant will not apply for approval by the District of Columbia government to provide sidewalk cafe seating for service of food and alcoholic beverages.
5. Applicant will not offer live entertainment, nor will applicant offer a live disc jockey. The only musical entertainment offered by Applicant will be a juke box. Noise attributed to said juke box shall not exceed the restrictions provided by the District of Columbia Noise Control Regulations.
6. Applicant does not offer video games, since it does not target clientele of under 21 years in age. Applicant will have a minimum of seven (7) full size pool tables in the establishment at all times.
7. Applicant will not provide a dance area nor allow patrons to move furniture to create a dance area. Applicant will discourage all dancing.
8. Applicant will not apply for a public hall license, and will not solicit a cover charge for admission to the establishment.
9. Applicant will make every effort, consistent with maintaining the desired ambiance and atmosphere within the premises, to encourage patrons to exit and/or wait in line quietly and to conduct themselves in a peaceful manner outside the premises. Applicant will discourage illegal parking by patrons or employees in the alley behind 1841 Columbia Road, N.W.

10. Applicant will extinguish any exterior lighted signs upon closing of the establishment daily.
11. Applicant will provide trash/garbage receptacle(s) to be located inside the establishment. The receptacle(s) will be emptied regularly so as to avoid any safety or health concerns. The receptacle(s) will not be emptied prior to 8:30 a.m. on any day of the week. Snow and trash will be promptly removed from the sidewalk in front of Applicant's premises.
12. Applicant will make its best efforts to recruit employees from the Adams Morgan, Mt. Pleasant, and Columbia Heights neighborhoods.
13. Applicant will never participate in organized and promoted bar/pub crawls.
14. Applicant will inform the ANC in the event plans are made to sell or otherwise transfer ownership and/or operation of the establishment.
15. In the event plans are made to sell or otherwise transfer ownership and/or operation of the establishment, Applicant agrees to apply to the ABC Board for a DT license, and upon the granting of a DT license to relinquish Applicant's CT license in accordance with applicable provision(s) of the District of Columbia Municipal Regulations (D.C.M.R.), so as to ensure that Applicant will in no way make the CT license available to a new owner or operator of the establishment.
16. The parties agree that any failure of the Applicant to adhere to the foregoing commitments would constitute grounds for the ANC to petition the ABC Board for issuance of an Order to Show Cause, pursuant to applicable provision(s) of the D.C.M.R.
17. This agreement shall remain in force until such time as Applicant and ANC replace or dissolve this agreement.

IN WITNESS WHEREOF, the parties have affixed hereunto their hands and seals as of the year and day first above written.

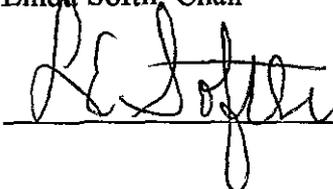
APPLICANT:
BEDROCK BILLIARDS, INC.

By
Geoffrey Dawson, Majority Owner

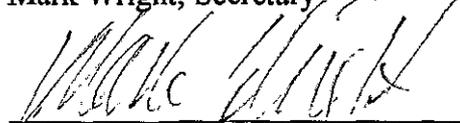


ANC:
Advisory Neighborhood Commission 1C

By
Linda Softli, Chair



Mark Wright, Secretary



Bedrock Billiards, an Adams Morgan business since 1992, has always operated in a manner that is respectful of its residential and commercial neighbors. Bedrock Billiards has been a strong member of the community and has sought to build its business primarily from Adams Morgan residents.

Within the last year, Bedrock Billiards has contributed \$1600 to Columbia Road Health Services, \$400 to the Urban Rangers, \$2500 to the District of Columbia Arts Center and donated to every school and civic group fund raising effort presented to us.

Bedrock has sought to provide a warm, friendly environment for all neighbors while being extremely aware of our close-by residential neighbors, resulting in our never having had any serious complaints from them, from the police, from the ABC, the Kalorama Citizen's Association or the ANC.

We have taken measures to ensure that our business will continue to be a good neighbor. These include:

- No noise discharged from our premises .
- All servers are TIPS (Training For Intervention Procedures) trained and valid ABC Managers.
- Trash storage inside our building, removed twice weekly.
- Regular pest control.
- Music provided at a low level by a juke box only. No live music or dancing.
- Professional management by Bedrock Management Company.
- Visible member of the Adams Morgan Community.

Bedrock Billiards will continue to operate in a decent, neighborly fashion. We will continue to serve the Adams Morgan community with sensitivity and sincerity and will run a business that will continue to be a positive addition to the community.

We have always responded to complaints in a forthright and open fashion and will continue to do so.

Sincerely,

Geoffrey Dawson
Majority Owner



Advisory Neighborhood Commission 1C

2335 18th Street, NW, Washington, DC 20009

202-332-2630 • www.anc1c.org

Commissioners:

Chair

Linda Softli
1C-01

Vice Chair

Peter Schott
1C-04

Treasurer

Andrew Miscuk
1C-03

Secretary

Mark Wright
1C-02

Faith

1C-05

Eleanor Johnson

1C-06

Eric Letsinger

1C-08

Carolyn Llorente

1C-07

May 22, 2000

DC Alcohol Beverage Control Board
Room 7100

941 North Capitol Street, NE
Washington, DC 20002

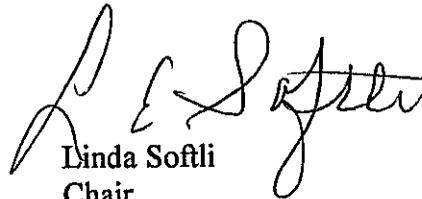
RE: Application for Bedrock Billiards, 1841 Columbia Rd., NW

Dear Sir/Madam:

Attached is a voluntary agreement between Advisory
Neighborhood Commission 1C and Geoffrey Dawson, Majority
Owner, Bedrock Billiards, Inc., to be included in your records
regarding the application of this establishment for a CT license.

Please notify me directly at 202-667-8210 if a representative
from the Commission is needed for a roll call hearing in this
matter:

Sincerely,
For the Commission



Linda Softli
Chair

132A:AB
200 MAY 22 PM 4:31
Ae. J. Val

**BEFORE
THE DISTRICT OF COLUMBIA
ALCOHOLIC BEVERAGE CONTROL BOARD**

In the Matter of :

Bedrock Billiards, Inc.
t/a Bedrock Billiards

Application for a Retailer's Class
DT License – substantial change

1841 Columbia Road, N.W.
Washington, D.C.

Case no. 31636-00074P

Christine Brooks, Vice Chair, Kalorama Citizens Association, Protestant

Linda Softli, Chair, on behalf of the Advisory Neighborhood Commission 1C, Signatory

Mark Wright, Secretary, on behalf of Applicant

**BEFORE: Roderic L. Woodson, Esquire, Chair
Vera Abbott, Member
Ellen Opper-Weiner, Esquire, Member
Audrey E. Thompson, Member**

ORDER ON WITHDRAWN PROTEST AND VOLUNTARY AGREEMENT

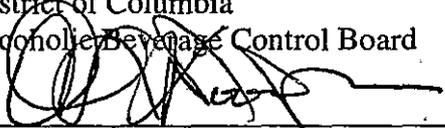
The request to change the license class from a retailer's class DT to a retailer's class CT was protested and came before the Board for public hearing on June 7, 2000, in accordance with D.C. Code Section 25-115(c)(5)(1999 Supp.), providing for the protestants to be heard. Christine Brooks, Vice Chair, on behalf of the Kalorama Citizens Association, filed a timely protest letter dated April 26, 2000. However, by letter dated May 22, 2000, Michael A. Gould, President, on behalf of the Kalorama Citizens Association, withdrew the opposition on the basis that the Advisory Neighborhood Commission 1C (ANC 1C) had reached a voluntary agreement with the licensee.

Further, the official records of the Board reflect that ANC 1C was not a protestant in this matter. However, an agreement dated May 22, 2000, had been reached, reduced to writing, and properly executed and filed with the Board. The Board reviewed the agreement and determined that it complies with all applicable laws and regulations.

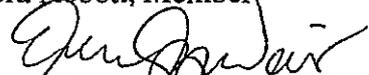
Accordingly, it is this 28th day of JUNE 2000, **ORDERED** that:

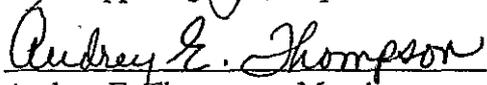
1. The opposition of Christine Brooks, Vice Chair, on behalf of the Kalorama Citizens Association, be, and the same hereby, is **WITHDRAWN**;
2. The substantial change request of Bedrock Billiards, Inc. t/a Bedrock Billiards from a retailer's class DT license to a retailer's class CT license, located at 1841 Columbia Road, N.W., Washington, D.C., be, and the same hereby, is **GRANTED**;
3. The above-referenced agreement between the parties, be, and the same hereby, is **INCORPORATED** as part of this **ORDER**; and,
4. Copies of this Order shall be sent to the Protestant, ANC 1C, and the Applicant.

District of Columbia
Alcoholic Beverage Control Board


Roderic L. Woodson, Esquire, Chair


Vera Abbott, Member


Ellen Opper-Weiner, Esquire, Member


Audrey E. Thompson, Member